

# City Council Agenda

Council President  
Steve Brandau

Councilmembers

Oliver L. Baines III – Acting President  
Lee Brand  
Paul Caprioglio

Clinton J. Olivier  
Sal Quintero  
Blong Xiong

City Manager  
Bruce Rudd

City Clerk  
Yvonne Spence, CMC

City Attorney  
Douglas T. Sloan

The meeting room is accessible to the physically disabled. If you require special assistance to participate in the meeting, notify the Office of the City Clerk at 559-621-7650 at least three business days prior to the meeting. Please keep the doorways, aisles and wheelchair seating areas open and accessible. If you need assistance with seating because of a disability, contact Security.

The City Council welcomes you to the Council Chambers, located in City Hall, 2<sup>nd</sup> Floor, 2600 Fresno Street, Fresno CA 93721.

## January 16, 2014

### 1:30 P.M. ROLL CALL

Invocation by Reverend Bob Smalls of the Northwest Church

Pledge of Allegiance to the Flag

### Ceremonial Presentations:

Proclamation of "HUMAN-TRAFFICKING AWARENESS MONTH" – Councilmember Olivier

I Have a Dream, Then, Now, and Tomorrow, the 30<sup>th</sup> Year Anniversary of the Reverend Dr. Martin Luther King Unity Committee and the Community wide Celebration – Acting President Baines

The agenda and related staff reports are available on ([www.fresno.gov](http://www.fresno.gov)) as well as in the Office of the City Clerk. The Council meeting can also be heard live at the same web site address, and viewed live on Comcast Channel 96 and AT&T Channel 99 from 8:30 a.m. and re-played beginning at 8:00 p.m.

**PROCESS:** For each matter considered by the Council there will first be a staff presentation followed by a presentation from the involved individuals, if present. Testimony from those in attendance will then be taken. All testimony will be limited to three minutes per person. If you would like to speak fill out a Speaker Request Form available from the City Clerk's Office and in the Council Chambers. The three lights on the podium next to the microphone will indicate the amount of time remaining for the speaker.

The green light on the podium will be turned on when the speaker begins. The yellow light will come on with one minute remaining. The speaker should be completing the testimony by the time the red light comes on and tones sound, indicating that time has expired. A countdown of time remaining to speak is also displayed on the large screen behind the Council dais.

No documents shall be accepted for Council review unless they are submitted to the City Clerk at least 24 hours prior to the Council Agenda item being heard.

Following is a general schedule of items for Council consideration and action. The City Council may consider and act on an agenda item in any order it deems appropriate. Actual timed items may be heard later but not before the time set on agenda. Persons interested in an item listed on the agenda are advised to be present throughout the meeting to ensure their presence when the item is called.

Approve Council minutes of January 9, 2014

**Action Taken:**

Councilmember Reports and Comments

**Action Taken:**

Approve Agenda

**Action Taken:**

Adopt Consent Calendar

**Action Taken:**

1. **CONSENT CALENDAR**

All Consent Calendar items are considered to be routine and will be treated as one agenda item. The Consent Calendar will be enacted by one motion. Public comment on the Consent Calendar is limited to three (3) minutes per speaker. There will be no separate discussion of these items unless requested by a Councilmember, in which event the item will be removed from the Consent Calendar and will be considered as time allows.

- A. Award a requirements contract in the amount of \$143,181.68 to Metron Farnier LLC for single jet water meters for a one-year contract with provisions for two one-year extensions, total amount not to exceed \$429,545.04 (Citywide) – Department of Public Utilities

**Action Taken:**

**CONTESTED CONSENT CALENDAR**

2. **GENERAL ADMINISTRATION**

A. Actions pertaining to Front-line law enforcement operations – Police Department

1. Accept funding of \$1,168,285 from California Board of State and Community Corrections (BSCC)  
**Action Taken:**
2. Authorize the Chief of Police to enter into and execute Addendum No. 1 to the Memorandum of Understanding between the City of Fresno, City of Clovis, Cities of Huron, Coalinga, Parlier, Reedley, Fowler, Selma, Sanger, Kerman, Kingsburg, Orange Cove, Firebaugh, Mendota and County of Fresno; and  
**Action Taken:**
3. \* **RESOLUTION** - 29th amendment to the Annual Appropriation Resolution (AAR) No. 2013-98 appropriating \$521,600 for front-line law enforcement operations into the fiscal year 2014 budget (Requires 5 affirmative votes)  
**Action Taken:**

B. Pursuant to the Amended and Restated Management Agreement between the City of Fresno and SMG approved by Council on December 5, 2013: (City Manager's Office)

1. Establish Convention Center Oversight Advisory Board, chaired by the City Manager and composed of industry representatives; and  
**Action Taken:**
2. Select a Council representative to serve on the Board  
**Action Taken:**

3. **CITY COUNCIL**

A. **Council Boards and Commissions Communications, Reports, Assignments and/or Appointments, Reappointments, Removals to/from City and non-City Boards and Commissions:**

1. Council of Governments – **Swearengin-Ex-Officio (Olivier-Alternate)**
2. Financial Audit Committee – **Brand, Olivier, Xiong**
3. Fresno Area Workforce Investment Corporation - **Baines**
4. Fresno County Transportation Authority (FCTA) - **Swearengin, Brandau**
5. Fresno Regional Workforce Investment Board – **Baines, Renena Smith**
6. Fresno County Zoo Authority – **Swearengin (Baines-Alternate)**
7. Fresno Madera Area Agency on Aging Board - **Olivier**
8. Joint Powers Financing Authority - **Olivier**
9. Leadership Council on Ending Homelessness - **Swearengin, Baines**
10. San Joaquin River Conservancy Board - **Swearengin (Brandau-Alternate)**
11. Association for the Beautification of Highway 99 - **Baines**
12. Upper Kings Basin Integrated Regional Water Management JPA – **Xiong**
13. Pension Reform Task Force – **Brand, Xiong, (3<sup>rd</sup> Member vacant)**
14. Economic Development Corporation Serving Fresno County – **Brandau-Ex-Officio**
15. Fresno/Clovis Convention & Visitors Bureau (CVB) – **Amy Fuentes**
16. League of California Cities (Annual Meeting) – **Swearengin (Olivier-Alternate)**
17. San Joaquin Valley Air Pollution Control District - **Baines**
18. Infill Development Ad Hoc Subcommittee - **Brand, Baines, Olivier**
19. Litigation Exposure Reduction Ad Hoc Committee – **Brandau, Caprioglio**

**Action Taken:**

4. **CLOSED SESSION**

A. **CONFERENCE WITH LABOR NEGOTIATOR – Government Code Section 54957.6**

**City Negotiator(s):** Jeffrey Cardell, Ken Phillips

**Employee Organization(s):**

1. City of Fresno Management Employees Association (CFMEA)
2. City of Fresno Professional Employees Association (CFPEA)
3. IUOE, Stationary Engineers, Local 39 (L39)
4. Fresno City Employees Association (FCEA)
5. Fresno Police Officers Association (FPOA Basic)
6. International Association of Firefighters, Local 753 (Fire Basic)
7. Amalgamated Transit Union, Local 1027 (ATU)
8. International Brotherhood of Electrical Workers, Local 100 (IBEW)
9. Fresno Police Officers Association (FPOA Management)
10. International Association of Firefighters, Local 753 (Fire Mgmt)
11. Fresno Airport Public Safety Supervisors (FAPSS)

**Action Taken:**

**SCHEDULED COUNCIL HEARINGS AND MATTERS**

2:00 P.M.

**HEARING** to adopt resolutions and ordinance to annex territory and levy a special tax regarding City of Fresno Community Facilities District No. 11, Annexation No. 52 (Final Tract Map No. 6028) **(Property located in District 4)** (West side of N. Armstrong Avenue between E. Ashlan and Dakota Avenues) – Public Works Department

**Action Taken:**

- a. **RESOLUTION** – Annexing territory to Community Facilities District No. 11 and authorizing the levy of a special tax  
**Action Taken:**
- b. **RESOLUTION** – Calling a special mailed-ballot election  
**Action Taken:**
- c. **RESOLUTION** – Declaring election results  
**Action Taken:**
- d. \* **BILL – (For introduction and adoption)** Levying a special tax for the property tax year 2013-2014 and future years with and relating to Community Facilities District No. 11, Annexation No. 52  
**Action Taken:**

## SCHEDULED COUNCIL HEARINGS AND MATTERS CONTINUED

2:15 P.M.

**HEARING** to adopt resolutions and ordinance to annex territory and levy a special tax regarding Community Facilities District No. 2, Annexation No. 136 (Final Tract Maps No. 5567 and 5770) (*Property located in District 3*) (east side of N. Polk Avenue between W. Shields and Clinton Avenues) - Public Works Department

**Action Taken:**

- a. **RESOLUTION** – Annexing territory to Community Facilities District No. 2 and authorizing the levy of a special tax  
**Action Taken:**
- b. **RESOLUTION** – Calling a special mailed-ballot election  
**Action Taken:**
- c. **RESOLUTION** – Declaring election results  
**Action Taken:**
- d. \* **BILL – (For introduction and adoption)** Levying a special tax for the property tax year 2013-2014 and future years with and relating to Community Facilities District No. 2, Annexation No. 136  
**Action Taken:**

2:20 P.M.

**HEARING** to consider Plan Amendment Application No. A-13-001, Rezone Application No. R-13-007, the initiation of the “Grantland-Barstow No. 3-A” Reorganization; and, related Environmental Assessment No. A-13-001/R-13-007/t-6036 (*Property located in District 2*) – Development and Resource Management Department

**Action Taken:**

- a. Consider the environmental finding of the Mitigated Negative Declaration prepared for Environmental Assessment No. A-13-001/R-13-007/T-6036 dated November 08, 2013 for purposes of the proposed project  
**Action Taken:**
- b. **RESOLUTION** – Approving Plan Amendment Application No. A-13-001 to amend the planned land use designation of the 2025 Fresno General Plan and West Area Community Plan, for an approximately 5.74 acre *portion* of the subject property, from the Commercial Business Park planned land use designation to the Medium Density Residential (4.99-10.37 dwelling units/acre) planned land use designation  
**Action Taken:**
- c. **BILL - (For introduction and adoption)** Approving Rezone Application No. R-13-007 to prezone the *entirety* of the subject property from the R-R (*Rural Residential [Fresno County]*) zone district to the R-1/UGM (*Single Family Residential/ Urban Growth Management [City of Fresno]*) zone district  
**Action Taken:**
- d. **RESOLUTION** – Applying to the Fresno Local Agency Formation Commission (LAFCO) for the detachment of the approximately 17.38 acre subject property from the North Central Fire Protection District and the Kings River Conservation District in order to annex the same territory to the City of Fresno for the proposed “Grantland-Barstow No. 3-A” Reorganization  
**Action Taken:**

### SCHEDULED COMMUNICATION –

**PLEASE NOTE: UNSCHEDULED COMMUNICATIONS IS NOT SCHEDULED FOR A SPECIFIC TIME AND MAY BE HEARD ANY TIME DURING THE MEETING**

**UNSCHEDULED COMMUNICATION** – Members of the public may address the Council regarding items that are not listed on the agenda and within the subject matter jurisdiction of the Council. Each person is limited to a three (3) minute presentation. Anyone wishing to be placed on an agenda for a specified topic should contact the City Clerk's Office at least ten (10) days prior to the desired date. Council action on unscheduled items, if any, shall be limited to referring the item to staff for a report and possible scheduling on a future Council agenda.

### **UPCOMING SCHEDULED COUNCIL HEARINGS AND MATTERS**

Jan. 30 - 10:00 A.M. **CONTINUED PUBLIC HEARING** to consider increasing water connection fees (*Citywide*) – Department of Public Utilities

Jan. 30 - 10:15 A.M. Adopt City of Fresno Design Guidelines for the California High Speed Rail Project (*Property located in Districts 1, 2 & 3*)

Jan. 30 - 10:30 A.M. **HEARING** to form Underground Utility District FRE – 93 along Nees Avenue between Maple Avenue and Hayston Avenue

### **UPCOMING EMPLOYEE CEREMONIES**

Jan. 30 - 8:30 a.m. Employee of the Winter Quarter (*Reception immediately following – 2<sup>nd</sup> floor foyer*)

Apr. 9 - (Weds) 2:00 p.m. Presentation of Employee Service Awards (*Reception immediately following – 2<sup>nd</sup> floor foyer*)

Apr. 24 - 8:30 a.m. Employee of the Spring Quarter (*Reception immediately following – 2<sup>nd</sup> floor foyer*)

July 31 - 8:30 a.m. Employee of the Summer Quarter (*Reception immediately following – 2<sup>nd</sup> floor foyer*)

Oct. 2 - 8:30 a.m. Employee of the Fall Quarter (*Reception immediately following – 2<sup>nd</sup> floor foyer*)

Oct. 22 - (Weds) 2:00 p.m. Presentation of Employee Service Awards (*Reception immediately following – 2<sup>nd</sup> floor foyer*)